

A RESOLUTION APPROVING THE TRANSFER
OF FEDERAL SURPLUS REAL ESTATE (U.S.
NAVAL AND MARINE CORP RESERVE
TRAINING FACILITY - 1903 ST. MARY'S
AVENUE) FOR THE PURPOSE OF
RELOCATING THE FORT WAYNE POLICE
ACADEMY.

WHEREAS, certain real property owned by the
United States, located in the County of Allen, State of
Indiana, has been declared surplus and is subject to
assignment for disposal for educational purposes by the
Secretary of the U.S. Department of Education, under the
provisions of section 203(k)(1) of the Federal Property
and Administrative Services Act of 1949 (63 Stat. 377),
as amended, and rules and regulations promulgated
thereto, more particularly described as follows;

WHEREAS, the City of Fort Wayne, Indiana, Fort
Wayne Police Academy needs and can utilize said property
for educational purposes in accordance with the
requirements of said Act and the rules and regulations
promulgated thereunder of which this Board is fully
informed, including commitments regarding use and time
within which such use shall commence.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON
COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the City of Fort Wayne,
Indiana, Fort Wayne Police Academy, shall make
application to the Secretary of the U.S. Department of
Education for and secure the transfer to it of the above
mentioned property for said used upon and subject to such
exceptions, reservations, terms, covenants, agreements,
conditions, and restrictions as the Secretary of the U.S.
Department of Education or his authorized representative,
may require in connection with the disposal of said
property under said Act and the rules and regulations
issued pursuant thereto; and

SECTION 2. That the City of Fort Wayne,
1 Indiana, Fort Wayne Police Academy has legal authority,
2 as willing and is in a position financially and otherwise
3 to assume immediate care and maintenance of the property,
4 and that Mayor Paul Helmke, Mayor of the City of Fort
5 Wayne, Indiana, be and he is hereby authorized, for and
6 on behalf of the City of Fort Wayne, Indiana, Fort Wayne
7 Police Academy to do and perform any and all acts and
8 things which may be necessary to carry out the foregoing
9 resolution, including the preparing, making, and filing
10 of plans, applications, reports, and other documents, the
11 execution, acceptance, delivery, and recordations of
12 agreements, deeds, and other instruments pertaining to
13 the transfer of said property, and the payment of any and
14 all sums necessary on accounts of the purchase price
15 thereof; fees (including the service charge, if any,
16 assessed by the State Agency for Surplus Property) or
17 costs incurred in connection with the transfer of said
18 property for surveys, title searches, appraisals,
19 recordation of instruments, or escrow costs, together
20 with any payments by virtue of nonuse or deferral of use
21 of the property.

22 If the applicant is unable to place the
23 property into use within the time limitations indicated
24 below (or determines that a deferral of use should
25 occur), it is understood that the City of Fort Wayne,
26 Indiana, Fort Wayne Police Academy will pay to the
27 Department for each month of nonuse beginning 12 months
28 after the date of the deed, or 36 months where
29 construction or major renovation is contemplated, the sum
30 of 1/360 of the then market value for each month of
31 nonuse.

32 If the application is approved, a copy of the
application and standard deed conditions will be filed
with the permanent minutes of the Board.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Clitus R Edmonds
Council Member

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCauley
J. TIMOTHY MCCAULAY, CITY ATTORNEY

Read the first time in full and on motion by _____, seconded by _____, and duly adopted, read the second time by _____ title and referred to the Committee on _____ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19_____, at _____ o'clock _____ M., E.S.T.

DATED: _____

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Edmonds, seconded by _____, and duly adopted, placed on its passage. PASSED ~~Lost~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>9</u>			
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GiaQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 3-8-94

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) _____ (APPROPRIATION) _____ (GENERAL) _____

(SPECIAL) _____ (ZONING) _____ ORDINANCE _____ RESOLUTION NO. 3-06-94

on the 8th day of March, 1994

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)
Don J. Schmitter
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of March, 1994, at the hour of 11:30 o'clock A. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 9th day of March, 1994, at the hour of 6:45 o'clock PM M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR



The City of Fort Wayne

Paul Helmke, Mayor

MEMORANDUM

LAW DEPARTMENT

TO: MEMBERS OF COMMON COUNCIL

FROM: NEIL MOORE, POLICE CHIEF

DATE: March 7, 1994

SUBJECT: U.S. NAVAL AND MARINE CORP RESERVE TRAINING FACILITY/1903 ST. MARY'S AVENUE

9-94-03-07

The City of Fort Wayne, Indiana, Police Department is negotiating to acquire the above-referenced property. Consideration to approve this acquisition should be considered for the following reasons:

- 1) Is needed to avoid costly repairs to existing facility.
- 2) Transition to new building will be easy due to current Academy classroom configuration that exists and the proposed new facility.
- 3) New facility will allow for improved basic recruitment and in-service training for the Fort Wayne Police Department and police departments from counties in northeast Indiana.
- 4) Existing gymnasium will provide physical training opportunities for large groups which present site cannot facilitate.
- 5) New facility will provide classroom instruction opportunities for the Fort Wayne Police Department.
- 6) New facility will provide in-service individual training instruction to 100 - 600 officers from Fort Wayne Police Department and northeast Indiana police departments.

DIGEST SHEET

TITLE OF ORDINANCE RESOLUTION

DEPARTMENT REQUESTING ORDINANCE POLICE DEPARTMENT

SYNOPSIS OF ORDINANCE APPROVES THE TRANSFER OF THE U.S.
NAVAL AND MARINE CORP RESERVE TRAINING FACILITY LOCATED
AT 1903 ST. MARY'S AVENUE TO THE FORT WAYNE POLICE
DEPARTMENT, FORT WAYNE POLICE ACADEMY.

EFFECT OF PASSAGE FORT WAYNE POLICE ACADEMY WILL ACQUIRE
THE FACILITY.

EFFECT OF NON-PASSAGE FORT WAYNE POLICE ACADEMY WILL NOT
ACQUIRE THE PROPERTY.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS)

ASSIGNED TO COMMITTEE (PRESIDENT) _____

BILL NO. R-94-03-07

REPORT OF THE COMMITTEE ON
FINANCE
CLETUS R. EDMONDS - DONALD J. SCHMIDT - CO-CHAIR
ARCHIE L. LUNSEY
DAVID C. LONG

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN ~~ORDINANCE~~ ^{XXXXXXXXXX} (RESOLUTION) approving the transfer of
Federal surplus Real Estate (U.S. Naval and Marine Corp. Reserve
Training Facility - 1903 St. Mary's Avenue) for the purpose of relocating
The Fort Wayne Police Academy

HAVE HAD SAID (~~ORDINANCE~~) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(~~ORDINANCE~~) (RESOLUTION)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Cletus Edmonds
David Long
Archie Lunsey

DATED: 3-8-94

Sandra E. Kennedy
City Clerk